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10 *Attorneys for Defendants*

11 **UNITED STATES DISTRICT COURT FOR THE**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN FRANCISCO DIVISION**

14 CITY AND COUNTY OF SAN FRANCISCO,

15 Plaintiff,

16 v.

17 JEFFERSON B. SESSIONS III,
18 Attorney General of the United States,
19 UNITED STATES DEPARTMENT OF JUSTICE,
DOES 1-100,

20 Defendants.
21

Case No. 3:18-cv-2068-JST

STIPULATION AND
~~PROPOSED~~ ORDER

22 WHEREAS, defendants filed and served a notice of motion to dismiss plaintiff’s original
23 complaint on June 18, 2018 (Dkt. 18);

24 WHEREAS, by prior stipulation and order of this Court, plaintiff filed a First Amended
25 Complaint on July 30, 2018 (Dkt. 30);

26 WHEREAS, the 119-paragraph amended complaint added new factual allegations and
27 challenges defendants’ rescission of eight guidance documents (Dkt. 30);

28 Stipulation and ~~Proposed~~ Order
CASE No. 3:18-cv-2068-JST

1 WHEREAS, by prior stipulation and order of this Court, defendants' current deadline to file a
2 response to the First Amended Complaint is September 27, 2018 (Dkt. 27);

3 WHEREAS, defendants intend to file a new notice of motion to dismiss plaintiff's First
4 Amended Complaint;

5 WHEREAS, the parties require no more than 5 additional pages, thereby exceeding the 25-page
6 limit set by the local rules, to address the new allegations and guidance documents added to the First
7 Amended Complaint;

8 WHEREAS, the parties anticipate that they will require additional time to file their respective
9 briefs in response to the motion to dismiss—specifically, plaintiff's opposition to the motion and
10 defendants' reply brief in support of the motion;

11 NOW THEREFORE, the parties hereby stipulate that: (i) defendants shall file a notice of motion
12 to dismiss and an accompanying memorandum of law not to exceed 30 pages and that plaintiff shall file
13 an opposition not to exceed 30 pages; (ii) plaintiff shall file its opposition to defendants' motion no later
14 than October 25, 2018; (iii) defendants shall file their reply brief in support of the motion no later than
15 November 13, 2018; and (iv) the motion hearing shall be set for ~~November 29, 2018~~, subject to the
16 Court's availability. December 6, 2018

17 Dated: September 20, 2018

18 DENNIS J. HERRERA
19 City Attorney
20 JESSE C. SMITH
21 RONALD P. FLYNN
22 YVONNE R. MERÉ
23 MOLLIE M. LEE
24 KENNETH WALCZAK
25 NATALIE ORR
26 Deputy City Attorneys

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24 By: /s/ Natalie Orr
25 NATALIE ORR
26 Deputy City Attorney
27 Attorneys for Plaintiff
28 CITY AND COUNTY OF
SAN FRANCISCO

By: /s/ Cesar A. Lopez-Morales
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Stipulation and [Proposed] Order
CASE No. 3:18-cv-2068-JST

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Attorneys for Defendants JEFFERSON B.
SESSIONS III and UNITED STATES
DEPARTMENT OF JUSTICE

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: September 24, 2018



JON S. TIGAR
United States District Judge

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ATTESTATION OF SIGNATURES

I, Cesar A. Lopez-Morales, hereby attest, pursuant to Local Civil Rule 5-1(i)(3) of the Northern District of California, that concurrence in the filing of this document has been obtained from each signatory hereto.

/s/ Cesar A. Lopez-Morales
Cesar A. Lopez-Morales
Trial Attorney

Attorney for Defendants